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Remarks

Claims 11-16 have been allowed, and Claims 9 and 10, now rewritten in independent form, have been indicated as being allowable. The enclosed Rule 131 declaration swears behind Shim et al., used to reject Claims 6 and 7, now rewritten in independent form. Shim et al. in any case fails to teach Claims 6 and 7 as alleged. This leaves elected independent Claims 1, 20, and 24 at issue.

The Office Action is defective because it indicates that non-elected Claims 17-19 are no longer pending. They are. They should be allowed.

The Office Action is defective because it objects to using the word "and" instead of "or" in the group recited in Claim 24. "And" is correct. The group from which at least one must be selected includes all three things recited.

The Office Action is defective because it continues to equate Park's lens position with the recitation in Claim 1 of the distance from a person's mouth to a microphone, orientation of a person's head relative to the microphone, or head location relative to a direction of sensitivity of a microphone. A lens position is not a distance or an orientation or a head location. It is simply a lens position. It is established by the manual action of a user and it can bear absolutely no relation to anything. Certainly, there is no mention in Park that the lens position be adjusted for the distance to a person's mouth, or for the orientation or position of a person's head. The examiner is cautioned that continued efforts to force the square peg of Park's lens position into the round holes of the claimed mouth distance/head orientation/head position will result in a swift and sure appeal.

Claim 24 now recites that the source of the person-microphone signal is not a lens, rendering it patentably distinct from Park, which nowhere teaches or suggests using anything other than a lens position.

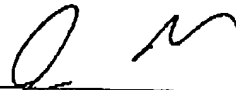
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Applicant's previous arguments relating to the rejections are fully incorporated herein by reference.

Respectfully submitted,



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